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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/055,407	01/23/2002	David A. Fertell	3361-011773	7264

7590 09/08/2008  
Webb Ziesenheim Logsdon Orkin & Hanson, P.C.  
Suite 700  
436 Seventh Avenue  
Pittsburgh, PA 15219

EXAMINER
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DENNISON, JERRY B

ART UNIT	PAPER NUMBER
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09/08/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10055407	1/23/02	FERTELL ET AL.	3361-011773

Webb Ziesenheim Logsdon Orkin & Hanson, P.C.  
Suite 700  
436 Seventh Avenue  
Pittsburgh, PA 15219

**EXAMINER**

J. Bret Dennison

ART UNIT	PAPER
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2143	20080903
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DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

The reply brief filed 8/29/2008 has been entered and considered. The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to J. Bret Dennison whose telephone number is (571)272-3910. The examiner can normally be reached on M-F 8:30am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tonia Dollinger can be reached on (571)272-4170. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/J. Bret Dennison/  
Examiner, Art Unit 2143